

IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF TEXAS
BROWNSVILLE DIVISION

LUIS ALEJANDRO GARZA

VS.

THE UNITED STATES OF
AMERICA

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CIVIL ACTION NO. B-02-154
FEDERAL TORT CLAIMS ACT

EXHIBIT "2"

BP-S288.052 INCIDENT REPORT
MAY 1994
U.S. DEPARTMENT OF JUSTICE

FEDERAL BUREAU OF PRISONS

1. Name Of Institution:
FCI THREE RIVERS, TEXAS

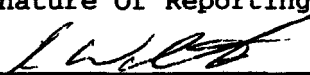
Part I - Incident Report

2. Name Of Inmate Garcia-Becerra, Pedro	3. Register Number 59771-065	4. Date Of Incident February 06, 2001	5. Time 7:06 p.m.
6. Place Of Incident Recreation Yard	7. Assignment Unassigned	8. Unit Jim Wells	

9. Incident Assaulting Another Person (Serious)

Code: 101

11. Description Of Incident (Date: 02-21-02 Time: 9:00 a.m. Staff become aware of incident) On February 21, 2002, at 9:00 a.m., an investigation was concluded. This investigation clearly reveals inmate Garcia-Becerra #59771-065, assaulted inmate Castro-Ontiveros #25117-177, on February 06, 2001, at approximately 7:06 p.m., on the Recreation Yard near the weight cage. This assault was part of an incident where several Border Brother gang members assaulted members and associates of the Texas Syndicate prison gang. A video tape of this incident clearly revealed inmate Garcia-Becerra and several other inmates assaulting inmate Castro-Ontiveros by striking him with their fists and kicking him. Castro-Ontiveros sustained severe head trauma as a result of the incident.

12. Signature Of Reporting Employee 	Date And Time 02-21-02 9:30 a.m.	13. Name And Title (Printed) R. Webster, Special Investigative Supervisor
14. Incident Report Delivered To Above Inmate By	15. Date Incident Report Delivered	16. Time Incident Report Delivered

Part II - Committee Action

17. Comments Of Inmate To Committee Regarding Above Incident

18. A. It Is The Finding Of The Committee That You: ____ Committed The Following Prohibited Act. ____ Did Not Commit A Prohibited Act.	B. ____ The Committee Is Referring The Charge(s) To The DHO For Further Hearing. C. ____ The Committee Advised The Inmate Of Its Finding And Of The Right To File An Appeal Within 15 Calendar Days.
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19. Committee Decision Is Based On The Following Information

20. Committee action and/or recommendation if referred to DHO (Contingent upon DHO finding inmate committed prohibited act)

21. Date And Time Of Action _____ (The UDC Chairman's Signature Next To His Name Certifies Who Sat On The UDC And That The Completed Report Accurately Reflects The UDC Proceedings.)

Chairman (Typed Name/signature)

Member (Typed Name)

Member (Typed Name)